



FEDERAL ELECTION COMMISSION
Washington, DC 20463

February 12, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James Bopp Jr., Esquire
Bopp, Coleson & Bostrom
2 Foulkes Square
401 Ohio Street
P.O. Box 8100
Terre Haute, IN 47808-2434

RE: MUR 3774
National Right to Life Political
Action Committee and Amarie
Natividad, as treasurer

Dear Mr. Bopp:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, (the "Act"). The Commission has issued the attached Subpoena to Produce Documents and Order to Submit Written Answers which requires your clients, the National Right to Life Political Action Committee and Amarie Natividad, as treasurer, to provide certain information in connection with an investigation it is conducting. At this time, the Commission has made no finding that there is reason to believe your clients violated any provision of the Act.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Your clients are required to submit the information within 30 days of your receipt of this Subpoena and Order. All answers to questions must be submitted under oath. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski by

Dawn M. Odrowski
Attorney

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Enclosure
Subpoena and Order

2025 OCT 13 10:00 AM

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
) MUR 3774
)

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

National Right to Life Political Action Committee and Amarie Natividad, as treasurer
c/o James Bopp, Jr., Esquire
Bopp, Coleson & Bostrom
2 Foulkes Square
401 Ohio Street
P.O. Box 8100
Terre Haute, IN 47808-2434

Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.


Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, along with the requested documents within 30 days of receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set
his hand in Washington, D.C. on this 11th day of February 1997.

For the Commission,


John Warren McGarry
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

Attachments
Interrogatories and Request for Documents

INSTRUCTIONS

In answering the enclosed interrogatories and the request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

Unless otherwise indicated, the discovery request shall refer to the time period between January 1, 1992, through the present.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" or "National Right to Life Political Action Committee" shall mean the named organization to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, political committee or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to, books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained. For all types of documentary records requested, if any of these records are maintained on any storage format for computerized information (e.g., hard drive, floppy disk, CD-ROM), provide copies of the records as maintained on that storage format in addition to hard (i.e., paper) copies.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, and the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses, the telephone numbers, the present occupation or position of such person, and the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

"Communication(s)" or "communicated" encompasses both oral and written communications, including phone calls, meetings, correspondence, notes or memos, and electronic mail messages.

INTERROGATORIES

1. State whether any officer, director, employee or consultant of the National Right to Life Political Action Committee communicated in 1992 with Paul Coverdell or with any officer, employee, or consultant of Paul Coverdell's 1992 Senate campaign. If so, for each communication, identify all persons involved, state the date or approximate date of the communication and describe the purpose of the communication.

2. State whether any officer, director, employee or consultant of the National Right to Life Political Action Committee communicated in 1994 with the following persons:

a. Rick Santorum or any officer, employee or consultant of Rick Santorum's 1994 Senate campaign.

b. Rod Grams or any officer, employee or consultant of Rod Grams' 1994 Senate campaign.

3. If the answers to Interrogatory Numbers 2a and 2b are in the affirmative, for each communication, identify all persons involved, state the date or approximate date of the communication and describe the purpose of the communication.

4. State whether any officer, director, employee or consultant of the National Right to Life Political Action Committee communicated in 1992 with any officer, director, employee or consultant of the National Republican Senatorial Committee concerning federal elections. If so, for each communication, identify all persons involved, state the date or approximate date of the communication, and describe the purpose of the communication.

5. State whether any, officer, director, employee or consultant of the National Right to Life Political Action Committee communicated in 1994 with any officer, director, employee or consultant of the National Republican Senatorial Committee, concerning federal elections. If so, for each communication, identify all persons involved, state the date or approximate date of the communication, and describe the purpose of the communication.

PRODUCTION OF DOCUMENTS

1. Produce all appointment books, desk calendars, planners, diaries or other such documents used by Carol Long and Heather Clapsaddle from January 1, 1992 through December 31, 1992 and from January 1, 1994 through December 31, 1994.
2. Produce all documents that in any way contain or refer to any communication in 1992 between any officer, director, employee or consultant of the National Right to Life Political Action Committee and any officer, director, employee or consultant of the National Republican Senatorial Committee, including, but not limited to, Curt Anderson, Paul Curcio, Enoch Ebong, Jeb Hensarling and Phil Gramm, concerning federal elections.
3. Produce all documents that in any way contain or refer to any communication in 1992 between any officer, director, employee or consultant of the National Right to Life Political Action Committee and Paul Coverdell or any officer, employee or consultant of the 1992 Coverdell Senate campaign, including the November 24, 1992 runoff election.
4. Produce all documents that in any way contain or refer to any communication in 1994 between any officer, director, employee or consultant of the National Right to Life Political Action Committee and any officer, director, employee or consultant of the National Republican Senatorial Committee, including, but not limited to, Paul Curcio, William Harris, David Carney, Phil Gramm and Liz Owen, concerning federal elections.
5. Produce all documents that in any way contain or refer to any communication in 1994 between any officer, director, employee and consultant of the National Right to Life Political Action Committee and the following:
 - a. Rick Santorum and any officer, director, employee or consultant of Rick Santorum's 1994 U.S. Senate campaign.
 - b. Rod Grams and any officer, director, employee or consultant of the Rod Grams' 1994 U.S. Senate campaign.
6. Produce all documents that in any way refer or relate to, National Right to Life Political Action Committee contributions to, and independent expenditures on behalf of, Paul Coverdell for the 1992 elections for the U.S. Senate in Georgia, including the November 24, 1992 runoff election. The documents produced should include, but not be limited to, contracts with vendors and consultants or other contractors; scripts used in polls, surveys, GOTV phone calls, or radio and television ads; voter guides; print advertisements; any documents contained in any direct mailings; and any correspondence, memos or notes.